

Sixth Appellate District

San Jose, California

MONDAY, DECEMBER 1, 2003

H025963 PEOPLE v. PAUL T.

The matter is remanded to the juvenile court for express declarations pursuant to Welfare and Institutions Code section 702 and for recalculation of the maximum term of confinement if necessary. (not published)

(Elia, J.; We concur: Rushing, P.J., Premo, J.)

Filed December 1, 2003

H024810 PEOPLE v. PERRELL

The order setting aside the information pursuant to section 995 and the order granting relief pursuant to section 851.8 are reversed and the matter is remanded for further proceedings. (not published)

(Elia, J.; We concur: Premo, Acting P.J., Bamattre-Manoukian, J.)

Filed December 1, 2003

H023828 NICHOLSON v. FAZELI, et al.

The judgment is reversed. The superior court is directed to vacate its order sustaining the demurrer and granting the motions for judgment on the pleadings and to enter a new order overruling the demurrer and denying the motions for judgment on the pleadings. Nicholson shall recover her appellate costs.

(published)

(Mihara, J.; We concur: Elia, Acting P.J., Wunderlich, J.)

Filed December 1, 2003

H024185 PEOPLE v. LOWMAN

(Filed order modifying opinion.) The petition for rehearing is denied. This modification does not effect a change in the judgment. (not published)

(Bamattre-Manoukian, Acting P.J.; I concur: Wunderlich, J.;

Mihara, J. would grant rehearing.)

Filed December 1, 2003

H023404 PEOPLE v. GLASPER, et al.

The written opinion which was filed on October 31, 2003, is certified for partial publication pursuant to California Rules of Court, rule 976(b). Parts to be published are the Introduction, Part I, Subpart K of Part II, and the Disposition. It is therefore ordered that the above opinion be partially published in the Official Reports.

Dated December 1, 2003

Mihara, Acting P.J.

Sixth Appellate District

San Jose, California

TUESDAY, DECEMBER 2, 2003

(no minute approved orders)

WEDNESDAY, DECEMBER 3, 2003

H025542 PEOPLE v. PEREZ

The judgment is affirmed. (not published)  
(McAdams, J.; We concur: Rushing, P.J., Premo, J.)  
Filed December 3, 2003

H025094 PEOPLE v. FERGUSON

The judgment is affirmed. The trial court is directed to amend the abstract of judgment to reflect defendant's conviction of Penal Code section 148, subdivision (a)(1). (not published)  
(Rushing, P.J.; We concur: Premo, J., Elia, J.)  
Filed December 3, 2003

H024398 PEOPLE v. EDDIE R.

The judgment is affirmed. (not published)  
(Rushing, P.J.; We concur: Premo, J., Bamattre-Manoukian, J.)  
Filed December 3, 2003

H024155 PEOPLE v. MCCORD

The judgment is affirmed. (not published)  
(Rushing, P.J.; We concur: Premo, J., Elia, J.)  
Filed December 3, 2003

H024476 PEOPLE v. PANTOJA

The conviction for section 496 is reversed. The judgment as modified is affirmed. (not published)  
(Rushing, P.J.; I concur: Premo, J.; Dissenting opinion by Bamattre-Manoukian, J.)  
Filed December 3, 2003

H025829 PEOPLE v. CASTILLO

The judgment is affirmed. (not published)  
(Rushing, P.J.; We concur: Premo, J., Elia, J.)  
Filed December 3, 2003

Sixth Appellate District

San Jose, California

THURSDAY, DECEMBER 4, 2003

H024767 PEOPLE v. THOMAS F.

By the Court:

The written opinion filed on November 4, 2003, is certified for publication. (Rushing, P.J.; Wunderlich, J., Mihara, J.)

The written opinion filed on November 4, 2003, has now been certified for publication pursuant to rule 976(b) of the California Rules of Court, and it is therefore ordered that it be published in the Official Reports.

Dated: December 4, 2003 Rushing, P.J.

H026103 PEOPLE v. GOSSMAN

The judgment is affirmed. (not published)  
(Premo, J.; We concur: Rushing, P.J., Elia, J.)

Filed December 4, 2003

H025778 PEOPLE v. SKRABLE

The judgment is affirmed. (not published)  
(Premo, J.; We concur: Rushing, P.J., Elia, J.)

Filed December 4, 2003

H024455 PEOPLE v. KIBLER, et al.

The restitution fine imposed pursuant to Penal Code section 1202.45 is stricken. In all other respects, the judgment is affirmed. (not published)

(Elia, Acting P.J.; We concur: Wunderlich, J., Mihara, J.)

Filed December 4, 2003

FRIDAY, DECEMBER 5, 2003

H025317 PEOPLE v. WAGNER

The judgment is affirmed. The sentencing condition that appellant "[n]ot be employed, reside, supervise or volunteer w[ith] children under 18" is ordered stricken. The superior court is directed to amend the abstract of judgment accordingly and to forward a certified copy of the amended abstract to the Department of Corrections. (not published)

(Elia, J.; We concur: Rushing, P.J., Premo, J.)

Filed December 5, 2003

Sixth Appellate District

San Jose, California

Friday, December 5, 2003 (continued)

H025203 PEOPLE v. RAMIREZ, JR.

The judgment is affirmed. (not published)  
(Wunderlich, J.; We concur: Rushing, P.J., Mihara, J.)  
Filed December 5, 2003

H025292 In re COBY B.; DFCS v. LORI B., et al.; COBY B.

The order appealed from is affirmed. (not published)  
(Wunderlich, J.; We concur: Elia, Acting P.J., Mihara, J.)  
Filed December 5, 2003

H025533 PEOPLE v. MOUSA

The judgment is affirmed. (not published)  
(Elia, J.; We concur: Rushing, P.J., Premo, J.)  
Filed December 5, 2003

H024831 PEOPLE v. PULLEY

The judgment is modified to impose a \$150 drug program fee.  
The modified judgment is affirmed. (not published)  
(Wunderlich, J.; We concur: Elia, Acting P.J., Mihara, J.)  
Filed December 5, 2003

H025352 CARSON v. CABRILLO COLLEGE GOVERNING BOARD, et al.

The judgment is affirmed. Each party shall bear its own costs on appeal. (not published)  
(Wunderlich, J.; We concur: Rushing, P.J., Mihara, J.)  
Filed December 5, 2003

H022091 BROOKS v. CITY OF SAN JOSE, et al.

The judgment is affirmed. Each party to bear its own costs on appeal. (not published)  
(Mihara, J.; We concur: Elia, Acting P.J., Wunderlich, J.)  
Filed December 5, 2003